

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF HAWAII

WAYNE BERRY,	)	CIVIL NO. 03-00385 SOM/LEK
	)	
Plaintiff,	)	RESPONSE TO JURY QUESTION
	)	NO. 1
vs.	)	
	)	
FLEMING COMPANIES, INC., et	)	
al.,	)	
	)	
Defendants.	)	
_____	)	

FILED IN THE  
UNITED STATES DISTRICT COURT  
DISTRICT OF HAWAII


MAR 7 2006

at 12:00 PM and 1:00 PM  
SUE BEITIA, CLERK

**RESPONSE TO JURY QUESTION NO. 1**

You may consider all three factors or fewer than all three factors listed on page 18. However, if you assign a dollar amount to more than one of those factors, you may not add those dollar amounts to arrive at a total amount of actual damages.

DATED: Honolulu, Hawaii; March 7, 2006.

  
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SUSAN OKI MOLLWAY  
UNITED STATES DISTRICT JUDGE